

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EVAN WEINER, on behalf of himself and all others similarly situated,

Plaintiff,

v.

SNAPPLE BEVERAGE CORPORATION,

Defendant.

Civil Action No. 1:07-cv-08742

**MOTION TO ADMIT
ALLYSON N. HO PRO HAC VICE**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Court for the Southern and Eastern Districts of New York, I, Seth T. Taube, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of:

Applicant's Name: Allyson N. Ho
Firm Name: BAKER BOTTS L.L.P.
Address: 2001 Ross Avenue, Suite 600
City/State/Zip: Dallas, Texas 75201
Phone Number: (214) 953-6500
Fax Number: (214) 953-6503
Email Address: allyson.ho@bakerbotts.com

Allyson N. Ho is a member in good standing of the Bar of the State of Texas. Attached hereto is a Certificate of Good Standing from that jurisdiction. There are no pending disciplinary actions proceeding against Allyson N. Ho in any State or Federal Court.

DATED: November 7, 2007
New York, New York

Respectfully submitted,

By:

Seth T. Taube (ST 6088)
BAKER BOTTS L.L.P.
30 Rockefeller Plaza
New York, NY 10112
(212) 408-2655
(212) 259-2455 (Fax)

CERTIFICATE OF SERVICE

I, Maureen P. Reid, hereby certify that the foregoing was served this 7th day of November, 2007, by electronic and first-class U.S. Mail, postage prepaid, on the following counsel of record:

Daniel R. Lapinski
Wilentz, Goldman & Spitzer, P.A.
Wall Street Plaza
88 Pine Street
New York, New York 10006

Philip A. Tortoreti
Tortoreti, Tomes & Callahan, P.C.
150 B Tices Lane
East Brunswick, NJ 08816

Michael Halbfish
Tunney & Halbfish
245 Main Street
Woodbridge, NJ 07095



Maureen P. Reid

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SOUTHERN DISTRICT OF NEW YORK

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AFFIDAVIT OF SETH T. TAUBE IN SUPPORT OF MOTION TO ADMIT ALLYSON N. HO *PRO HAC VICE*

STATE OF NEW YORK)
)
 ss:
COUNTY OF NEW YORK)

Seth T. Taube, being duly sworn, hereby deposes and says as follows:

1. I am a partner with Baker Botts L.L.P., counsel for Defendant in the above-captioned action. I am familiar with the proceedings in this case. I make this statement on my personal knowledge of the facts set forth herein and in support of Defendant's Motion to Admit Allyson N. Ho as counsel *pro hac vice* to represent Defendant in this matter.
2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in 1980. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
3. I have known Allyson N. Ho since 2006.
4. Ms. Ho is an associate with the Dallas, Texas office of Baker Botts L.L.P.
5. I have found Ms. Ho to be a skilled attorney and a person of integrity. She is experienced in Federal practice and is familiar with the Federal Rules of Procedure.
6. Accordingly, I am pleased to move the admission of Allyson N. Ho, *pro hac vice*.
7. I respectfully submit a proposed order granting the admission of Allyson N. Ho, *pro hac vice*, which is attached hereto as Exhibit A.

WHEREFORE, it is respectfully requested that the motion to admit Allyson N. Ho, *pro hac vice*, to represent Defendant in the above-captioned matter be granted.

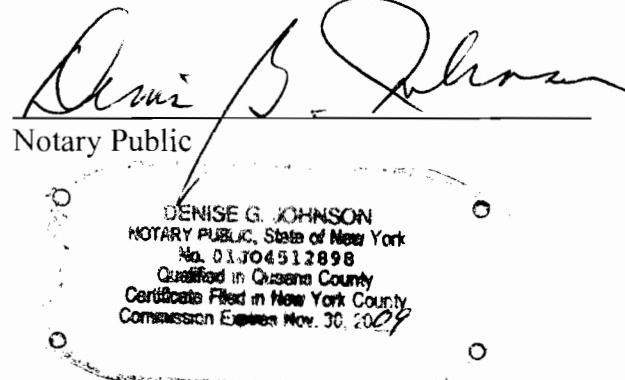
DATED: November 7, 2007
New York, New York

Respectfully submitted,

By:

Seth T. Taube (ST 6088)
BAKER BOTTS L.L.P.
30 Rockefeller Plaza
New York, NY 10112
(212) 408-2655
(212) 259-2455 (Fax)

SWORN TO BEFORE ME in the State and County of New York this 7th day of November, 2007.



Notary Public

DENISE G. JOHNSON
NOTARY PUBLIC, State of New York
No. 01J04512898
Qualified in Ulster County
Certificate Filed in New York County
Commission Expires Nov. 30, 2009

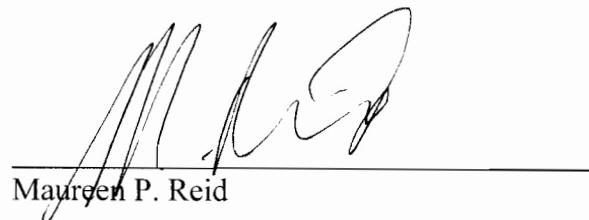
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245 Main Street
Woodbridge, NJ 07095



Maureen P. Reid

The Supreme Court of Texas

AUSTIN

CLERK'S OFFICE

I, **BLAKE HAWTHORNE**, Clerk of the Supreme Court of Texas, certify that the records of this office show that

ALLYSON NEWTON HO

was duly admitted and licensed as an attorney and counselor at law by the Supreme Court of Texas on the 13th day of December, 2001.

I further certify that the records of this office show that, as of this date

ALLYSON NEWTON HO

is presently enrolled with the State Bar of Texas as a member in good standing, but because of this attorney's voluntary non-practicing election, is not authorized to practice law in the State of Texas.

IN TESTIMONY WHEREOF witness my hand
and the seal of the Supreme Court of
Texas at the City of Austin, this, the 16th
day of October, 2007.

BLAKE HAWTHORNE, Clerk

by Brad Sonego
Brad Sonego, Deputy Clerk

No. 4601B

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EVAN WEINER, on behalf of himself and all others similarly situated,

Plaintiff,

v.

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Civil Action No. 1:07-cv-08742

**ORDER GRANTING MOTION TO
ADMIT ALLYSON N. HO *PRO HAC VICE***

Upon the written motion of Seth T. Taube, attorney for Defendant, and said sponsor attorney's affidavit in support:

IT IS HEREBY ORDERED that

Allyson N. Ho
BAKER BOTTS L.L.P.
2001 Ross Avenue, Suite 600
Dallas, TX 75201
(214) 953-6500
(214) 953-6503 (Fax)
allyson.ho@bakerbotts.com

is admitted to practice *pro hac vice* for Defendant in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. As this action has been assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the *pro hac vice* fee to the Clerk of Court.

DATED: _____, 2007
New York, New York

UNITED STATES DISTRICT/MAGISTRATE JUDGE